

In the United States Patent and Trademark Office

In re PATENT APPLICATION of: Robert E. Grove

Application No.: 10/783,603

Group Art Unit: 3735

Filed: 2/19/2004

Examiner: Shay, David M

Title: Eye Safe Dermatologic Treatment

Apparatus and Method

Date: November 15, 2007

REQUEST FOR REFUND

Asst. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant herewith requests a refund/credit of US \$180.00 in the connection with the above referenced matter.

On 11/13/2007, Applicant filed an IDS in the referenced matter. As required under § 1.97(e), Applicants, through the undersigned, certified that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, who signed the certification after making reasonable inquiry, no item of Information contained in the information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement. As a result, no fees were due for the filing of the IDS.

However, during the e-filing process, the wrong box was checked, causing the deposit account of the undersigned to be debited as though a fee had been due.

Therefore, applicant hereby requests a refund to be credited to Deposit Account 50-3576. A copy of the Deposit Account Statement is attached hereto as **Exhibit A** showing the erroneous charge of \$180 for the referenced application.

Please feel free to contact the undersigned with any questions you may have.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James E. Eakin", with a stylized flourish at the end.

James E. Eakin
Reg. No. 27,874
Attorney for Applicants
Customer No. 54412

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Deposit Account Statement

Requested Statement Month: November 2007
Deposit Account Number: 503576
Name: LAW OFFICES OF JAMES E EAKIN
Attention: CORA BALITON
Street Address 1: P O BOX 1250
Street Address 2:
City: MENLO PARK
State: CA
Zip: 94025
Country: UNITED STATES

| DATE | SEQ | POSTING REF TXT | ATTORNEY DOCKET NBR | FEE CODE | AMT | BAL |
|-------|------|--------------------|---------------------------|-------------|----------|------------|
| 11/13 | 5826 | 11121559 | 072956-0315939 | 2253 | \$525.00 | \$4,243.00 |
| 11/13 | 5827 | 11121559 | 072956-0315939 | 2401 | \$255.00 | \$3,988.00 |
| 11/14 | 5426 | 10783603 | 2502187-991200 | 1806 | \$180.00 | \$3,808.00 |
| 11/14 | 5533 | 10787969 | 2502187-991600 | 1806 | \$180.00 | \$3,628.00 |
| 11/14 | 5738 | 10794504 | 2502187-991800 | 1806 | \$180.00 | \$3,448.00 |
| 11/14 | 5854 | 10794676 | 2502187-991700 | 1806 | \$180.00 | \$3,268.00 |
| 11/14 | 5953 | 11829747 | 354806-991100 (DIV) | 1806 | \$180.00 | \$3,088.00 |
| 11/14 | 6032 | 11157275 | 354806-992000 | 1806 | \$180.00 | \$2,908.00 |
| 11/14 | 6072 | 10787720 | 2502187-991500 | 1806 | \$180.00 | \$2,728.00 |
| 11/14 | 6109 | 11545963 | 354806-991300-CONT | 1806 | \$180.00 | \$2,548.00 |
| 11/14 | 6146 | 10788167 | 2502187-991400 | 1806 | \$180.00 | \$2,368.00 |

| | | | |
|------------------|-------------------|---------------------|----------------|
| START BALANCE | SUM OF CHARGES | SUM OF REPLENISH | END BALANCE |
| \$4,768.00 | \$2,400.00 | \$.00 | \$2,368.00 |

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